

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JOE SHELBY,

Plaintiff,

-against-

C. & J. CLARK RETAIL, INC., individually  
and d/b/a “CLARKS,” and BEN BUNNELL,  
individually,

Defendants.

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
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DATE FILED: 9/18/2020

1:20-cv-03292

ORDER OF DISMISSAL

MARY KAY VYSKOCIL, United States District Judge:

It having been reported to this Court by the Court-appointed mediator that this case has been settled, it is hereby

ORDERED that the above-captioned action is discontinued without costs to any party and without prejudice to restoring the action to this Court’s calendar if the application to restore the action is made by **October 19, 2020**. If no such application is made by that date, today’s dismissal of the action is with prejudice. *See Muze, Inc. v. Digital On Demand, Inc.*, 356 F.3d 492, 494 n.1 (2d Cir. 2004).

**SO ORDERED.**

Date: **September 18, 2020**  
**New York, NY**

  
MARY KAY VYSKOCIL  
United States District Judge